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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/923,279	08/06/2001	Avigdor Lev	BSC-217REC	9037
22852	7590	12/03/2004		
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER LLP 1300 I STREET, NW WASHINGTON, DC 20005			EXAMINER PEFFLEY, MICHAEL F	
			ART UNIT 3739	PAPER NUMBER

DATE MAILED: 12/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Improper Filing Procedure

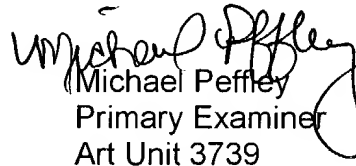
Applicant is hereby informed that the filing of US Application Serial No. 09/923,279 is improper. As a reissue application, specifically a continuation of a reissue application, all changes should be made with respect to the published patent. In the instant application, applicant made a copy of the file as originally filed in reissue US Application Serial No. 08/889,825. However, applicant should have filed the instant application as a correction of the original patent. Claims 2-79 (originally presented in the '825 application) should not be listed in the instant file wrapper. Rather, claim one from the original patent should be presented with any brackets/underlines to show the changes being made. Newly presented claims should be successively numbered starting with Claim 2, and the newly presented claims should be underlined in their entirety. It is also noted that the instant application file contains the original declaration filed in the '825 application. This is not an acceptable declaration since there is no statement of the error being corrected in the instant application file, and the claims will be subjected to a 25 USC 251 rejection should applicant fail to provide a new oath or declaration. Additionally, the instant application should have an amendment made to the specification to make reference to the '825 reissue application (now issued as Reissue No. RE37,315). A similar amendment will be made by the Office to the '825 application via Certificate of Correction procedure.

Applicant is given ONE MONTH from the date of this letter within which to correct the informalities. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael Peffley whose telephone number is (571) 272-4770. The examiner can normally be reached on Mon-Fri from 6am-3pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda Dvorak can be reached on (571) 272-4764. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Michael Peffley
Primary Examiner
Art Unit 3739

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November 30, 2004